

1 Michael A. Steinberg (SBN 134179)
 (steinbergm@sullcrom.com)
 2 SULLIVAN & CROMWELL LLP
 1888 Century Park East
 3 Los Angeles, CA 90067
 Telephone: (310) 712-6600
 4 Facsimile: (310) 712-8800

5 Brendan P. Cullen (SBN 194057)
 (cullenb@sullcrom.com)
 6 Scott C. Hall (SBN 232492)
 (halls@sullcrom.com)
 7 SULLIVAN & CROMWELL LLP
 1870 Embarcadero Road
 8 Palo Alto, California 94303
 Telephone: (650) 461-5600
 9 Facsimile: (650) 461-5700

10 Attorneys for Defendants VERIFONE HOLDINGS, INC.,
 DOUGLAS G. BERGERON and BARRY ZWARENSTEIN

11
 12
 13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15

16 JOEL EICHENHOLTZ, Individually And On) Civil Action No. CV 07 6140
 17 Behalf of All Others Similarly Situated,)
 Plaintiff,)
 18 _____) **JOINT STIPULATION AND**
 v.) **[PROPOSED] ORDER TO ENLARGE**
 19) **TIME TO RESPOND TO COMPLAINT**

20 VERIFONE HOLDINGS, INC., DOUGLAS) Judge: The Hon. Marilyn H. Patel
 G. BERGERON, and BARRY) Courtroom: 15
 ZWARENSTEIN,)
 21 Defendants.)
 22 _____)
 23)
 24 _____)

1 WHEREAS on December 4, 2007, Joel Eichenholtz (“Plaintiff”), individually and on
 2 behalf of all others similarly situated, filed a Class Action Complaint For Violations Of Federal
 3 Securities Laws (the “Complaint”) against VeriFone Holdings, Inc., Douglas G. Bergeron, and Barry
 4 Zwarenstein (collectively, “Defendants”);
 5

6 WHEREAS the current deadline for Defendants to respond to Plaintiff’s complaint is
 7 December 26, 2007;

8 WHEREAS several other cases against Defendants allegedly arising from the same
 9 events that allegedly give rise to the Complaint have been filed after the Complaint in this District Court,
 10 and in at least one other District Court, and the parties anticipate that this case and some or all of those
 11 cases will eventually be consolidated and that a Consolidated Amended Class Action Complaint will be
 12 filed thereafter;

13 WHEREAS Plaintiff and Defendants have agreed to extend the time in which Defendants
 14 may respond to Plaintiff’s complaint for 60 days following the filing of a Consolidated Amended Class
 15 Action Complaint;

16 WHEREAS no prior extensions have been granted for the time in which Defendants
 17 could respond to Plaintiff’s Complaint;

18 WHEREAS the parties agree that nothing in this Stipulation will be construed as a waiver
 19 of any of Defendants’ rights or positions in law or in equity;

20 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, between Plaintiff,
 21 by and through his counsel, and Defendants, by and through their counsel, that:

22 1. Defendants’ time to respond to Plaintiff’s Complaint is hereby extended for 60
 23 days following the filing of a Consolidated Amended Class Action Complaint.

24 2. Defense counsel shall accept service of the summons and complaints in the
 25 above-captioned matter on behalf of the Defendants named above, including any amended or
 26

consolidated complaints, and the Defendants shall not contest sufficiency of process or service of process.

3. In submitting this Stipulation, Defendants do not waive any of their rights or positions in law or in equity, and Defendants do not waive any objection or defense they may raise to the Court's personal jurisdictional over them or to the propriety of venue in this case.

IT IS SO STIPULATED.

Date: December 21, 2007

/s/ Brendan P. Cullen
Brendan P. Cullen (SBN 194057)
Scott C. Hall (SBN 232492)
SULLIVAN & CROMWELL LLP
1870 Embarcadero Road
Palo Alto, California 94303
Telephone: (650) 461-5600
Facsimile: (650) 461-5700

Michael A. Steinberg (SBN 134179)
SULLIVAN & CROMWELL LLP
1888 Century Park East
Los Angeles, CA 90067
Telephone: (310) 712-6600
Facsimile: (310) 712-8800

Attorneys for VERIFONE HOLDINGS,
INC., DOUGLAS G. BERGERON and
BARRY ZWARENSTEIN

Date: December 21, 2007

/s/ Aaron M. Sheanin
Daniel C. Girard (SBN 114826)
Jonathan K. Levine (SBN 220289)
Aaron M. Sheanin (SBN 214472)
GIRARD GIBBS LLP
601 California Street, Suite 1400
San Francisco, CA 94108
Telephone: (415) 981-4800
Facsimile: (415) 981-4846

Attorneys for Individual and
Representative Plaintiff Joel Eichenholtz

1 **ATTESTATION PURSUANT TO GENERAL ORDER 45**

2 I, Brendan P. Cullen, in compliance with General Order 45, Section X(B), hereby attest
3 that I obtained the concurrence of Aaron M. Sheanin in filing this document.

4 DATED: December 21, 2007

5 _____/s/
6 Brendan P. Cullen
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28